

Message Text

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ORIGIN OES-07

INFO OCT-01 EUR-12 ISO-00 COME-00 L-03 SP-02 EB-08
CIAE-00 INR-10 NSAE-00 INT-05 DLOS-09 /057 R

DRAFTED BY NOAA/NMFS:D.BEACH:OES/OFA:BHALLMAN:EEB
APPROVED BY OES/OFA/FA:LLSNEAD
EUR/WE-MR. HUGHES

-----084632 061645Z /64

R 061428Z JUN 78
FM SECSTATE WASHDC
TO AMEMBASSY MADRID

UNCLAS STATE 142528

E.O. 11652: N/A

TAGS: EFIS, SP

SUBJECT: EMBARGO ON YELLOWFIN TUNA

REF: (A) MADRID 5810, (B) STATE 122136 (C) MADRID 6180

1. REF. A HAS BEEN REVIEWED BY DEPT. AND DEPT. OF COMMERCE.
INFORMATION CONTAINED IN REF. A. IS NOT, REPEAT, NOT SUFFI-
CIENT TO EITHER EXEMPT SPANISH YELLOWFIN TUNA FROM THE IM-
PORTATION PROHIBITION OR ALLOW USG TO MAKE A FAVORABLE
FINDING FOR SPAIN.

2. AS INDICATED PARAGRAPH 2 OF REF. B, USG MAY EXEMPT
SPAIN FROM THE YELLOWFIN TUNA IMPORTATION PROHIBITION
ONLY FOLLOWING RECEIPT OF A NOTE FROM GOS STATING THAT ALL,
REPEAT, ALL SPANISH FLAG TUNA PURSE SEINE VESSELS WILL BE
OPERATING OUTSIDE OF THE EASTERN TROPICAL PACIFIC OCEAN.

3. AS INDICATED PARAGRAPH 3 OF REF. B, IF ANY SPANISH
PURSE SEINE VESSEL INTENDS TO OPERATE IN THE EASTERN TROPI-
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CAL PACIFIC OCEAN, THE YELLOWFIN TUNA IMPORTATION PROHIBI-
TION WILL REMAIN IN EFFECT UNTIL GOS HAS SUBMITTED SUFFI-
CIENT WRITTEN INFORMATION IN ACCORDANCE WITH 50 CFR SECTION

216.24(E)(5), SO THAT USG MAY MAKE A FAVORABLE FINDING TO
ALLOW SUCH YELLOWFIN TUNA IMPORTS TO ENTER THE U.S. INFOR-
MATION CONCERNING A FINDING SHOULD INCLUDE ALL ITEMS

IDENTIFIED IN U.S. REGULATIONS, WITH SPECIAL EMPHASIS ON:
THE PORPOISE-RELEASE GEAR AND TECHNIQUES IN USE ON THE
PURSE SEINE VESSELS INVOLVED, ESTIMATES OF THE NUMBER
OF PORPOISES KILLED LAST YEAR, ESTIMATES OF THE NUMBER OF
PORPOISES WHICH MAY BE KILLED NEXT YEAR, METHOD OF MAIN-
TAINING AND GATHERING THIS DATA, AND PLANS TO VERIFY THE
DATA.

4. IN ADDITION TO ADVISING GOS OF ABOVE INFO, EMBASSY
SHOULD ADVISE GOS THAT, WITH RESPECT TO PARA 5 REFTTEL (A),
DOCUMENTS IDENTIFIED IN U.S. REGULATIONS ARE INDEED
REQUIRED AND THAT NO FAVORABLE FINDINGS HAVE BEEN MADE BY
NMFS FOR ANY COUNTRY WHICH HAS NOT SUBMITTED THIS DOCUMEN-
TATION.

5. FYI- CONTRARY TO INFORMATION PARA 2 REFTTEL (A),
IATTC, WHOSE INFORMATION ON THESE MATTERS IS VERY RELIABLE,
REPORTS THAT 4 SPANISH VESSELS ARE FISHING IN EASTERN
PACIFIC OCEAN. THESE ARE ALL LARGE, MODERN VESSELS AND
TOTAL TONNAGE REPRESENTED IS SIGNIFICANT. EMBASSY MAY
WISH TO POINT OUT THIS IATTC PUBLISHED INFORMATION TO
GOS. VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TUNA, FISHING REGULATIONS, EMBARGOES, IMPORT CONTROLS
Control Number: n/a
Copy: SINGLE
Draft Date: 06 jun 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE142528
Document Source: CORE
Document Unique ID: 00
Drafter: D.BEACH:OES/OFA:BHALLMAN:EEB
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780236-0463
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780690/aaaacztt.tel
Line Count: 84
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 9bd7e390-c288-dd11-92da-001cc4696bcc
Office: ORIGIN OES
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 78 MADRID 5810, 78 STATE 122136, 78 MADRID 6180
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 29 mar 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2472743
Secure: OPEN
Status: NATIVE
Subject: EMBARGO ON YELLOWFIN TUNA
TAGS: EFIS, SP, US
To: MADRID
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/9bd7e390-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014